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By: Nancy Foster
Nancy Foster

PATENT

Customer Number: 22,852

Attorney Docket No. 04121.0076-01000



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
Alan L. GREENER et al.) Group Art Unit: 1636
)
Application No.: 10/800,389) Examiner: Nancy S. VOGEL
)
Filed: March 12, 2004) Confirmation No. 7189
)
For: HIGHLY TRANSFORMABLE)
BACTERIAL CELLS AND)
METHODS FOR PRODUCING)
THE SAME)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(c)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(c), Applicants bring to the attention of the Examiner the documents listed on the attached IDS Form PTO/SB/08. This Information Disclosure Statement is being filed after the events recited in Section 1.97(b) but, to the undersigned's knowledge, before the mailing date of a Final action, Quayle action, or a Notice of Allowance. Under the provisions of 37 C.F.R. § 1.97(c), this Information Disclosure Statement is accompanied by a fee of \$180.00 as specified by Section 1.17(p).

Copies of the listed documents were previously submitted or were cited by the Examiner in U.S. Patent Application No. 08/846,996, filed May 1, 1997, now U.S. Patent

No. 6,706,525 B1, which Applicants rely upon for the benefits provided in 35 U.S.C. § 120.

Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such documents.


Applicants further reserve the right to take appropriate action to establish the patentability of the claimed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to Deposit Account No. 06-0916.

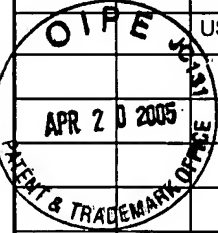
Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: April 20, 2005

By: 
Michael R. Albrecht
Reg. No. 54,956
Customer No. 22,852

IDS Form PTO/SB/08: Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)				Complete if Known	
Sheet		1	of	1	Application Number 10/800,389
					Filing Date March 12, 2004
					First Named Inventor Alan L. GREENER et al.
					Art Unit 1636
					Examiner Name Nancy S. VOGEL
					Attorney Docket Number 04121.0076-01000

U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS					
Examiner Initials	Cite No. ¹	Document Number	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
		US 4,851,348	07/25/1989	Hanahan	

Note: Copies of the U.S. Patent Documents are not Required in IDS filed after October 21, 2004

FOREIGN PATENT DOCUMENTS						
Examiner Initials	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation ⁶
		HANAHAN et al., "Plasmid transformation of <i>Escherichia coli</i> and other bacteria," <i>Methods in Enzymology</i> , 204:63-113 (1991).	
		LIKAHACHEVA et al., "Induction of mutants of <i>Escherichia coli</i> K-12 with increased efficiency of plasmid transformation," <i>Byulleten' Eksperimental' Noi Biologii i Meditsiny</i> , 93 (5):81-82 (1982).	
		RADNIS et al., "Genetic transformation in <i>Streptococcus pneumoniae</i> : nucleotide sequence and predicted amino acid sequence of <i>recP</i> ," <i>Journal of Bacteriology</i> , 172 (1):3669-3674 (1990).	

Examiner Signature	Date Considered
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.